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DATE: April 24, 2003

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FROM: Richard A. Kaba

DISPATCHED BY: Molly

OUR FILE NO.: 67058/1410

TO: Name: Office of Petitions  
Company/Firm: Commissioner for Patents  
City/State/Country: Washington, D.C.  
Facsimile No.: 703.308.6916

## MESSAGE:

*Re: Application No. 09/737,096**Filed: 12/12/2000**Examiner: Wong, Leslie A.**Group Art Unit: 1761***FAX RECEIVED****APR 24 2003****PETITIONS OFFICE**

The documents accompanying this facsimile transmittal cover sheet contain information from the law firm of Fitch, Even, Tabin & Flannery which may be confidential and/or legally privileged. The documents are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient or an agent responsible for delivering these documents to the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmitted information is strictly prohibited. If you have received this facsimile in error, please immediately notify the Firm so that we can arrange for the return of the original documents to us. Thank you.

#13

PATENT  
Attorney Docket No. 67058

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Hyde et al

Application No.: 09/737,096

Filed: December 12, 2000

Title: Method for Preparing Cheese Products and  
Process Cheese Bases


Group Art Unit: 1761

Examiner: Wong, Leslie A.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted via telecopier to at 703-308-6916 at the Office of Petitions in the United States Patent and Trademark Office, Washington, D.C. 20231, on the date shown below.

04/24/03  
Date

  
Richard A. Kaba  
Registration No. 30,562  
Attorney for Applicant(s)

**Petition to Withdraw From Issue under 37 CFR §1.313(c)(2)**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir or Madam:

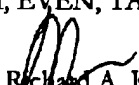
Applicant hereby petitions, under 37 C.F.R. §1.313(c)(2), to withdraw from issue the above-captioned patent application in order to have a Request for Continued Examination and Information Disclosure Statement considered in the examination of this application, which will be sent under separate cover. The Issue Fee for this matter was paid on April 4, 2003. The references to be cited in the Information Disclosure Statement were not discovered until after payment of the Issue Fee.

The Commissioner is hereby authorized to charge \$130.00 (\$130) to Deposit Account No. 06-1135 to cover the Petition fee set forth in 37 C.F.R. §1.17(h) and any other relevant fees.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By:

  
Richard A. Kaba  
Registration No. 30,562

Date: April 24, 2003

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